

Sixth Appellate District

San Jose, California

MONDAY, APRIL 4, 2005

H027948 In re EMMANUEL J.; DFCS v. CAROLYN J.

The order appealed from is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed April 4, 2005

TUESDAY, APRIL 5, 2005

The Court met in the Panelli Moot Courtroom, Bergin Hall,
Santa Clara University, Santa Clara, California. Present:
Rushing, P.J.; Premo, J.; Elia, J.; and S. Nasson, Deputy Clerk.

H027493 PEOPLE v. LUIS F.

Cause called and argued by Ozro Childs appearing for
Appellant and by Christopher Grove, Deputy Attorney General,
appearing for Respondent. Cause ordered submitted.

H026277 EVERS v. WHITE

Cause called and argued by Mark O'Connor appearing for
Appellant and by Joel Franklin appearing for Respondent. Cause
ordered submitted.

Rushing, P.J., Premo, J., and Elia, J., leave the bench.
Bamattre-Manoukian, Acting P.J., Mihara, J., and McAdams, J. take
the bench.

H027646 PEOPLE v. BADILLO

Cause called and argued by Jonathan Grossman appearing for
Appellant and by Nancy Tung, Deputy Attorney General, appearing
for Respondent. Cause ordered submitted.

H026195 PEOPLE v. NAGY

Cause called and argued by Edward Mahler appearing for
Appellant and by Ryan McCarroll, Deputy Attorney General,
appearing for Respondent. Cause ordered submitted.

Court is in recess until the 1:30 p.m. calendar.

The Court reconvened at 1:30 p.m. in its courtroom at 333
West Santa Clara Street, Suite 1060, San Jose, California.
Present: Bamattre-Manoukian, Acting P.J.; Mihara, J.; McAdams,
J.; and W. Magsaysay, Deputy Clerk.

Sixth Appellate District

San Jose, California

Tuesday, April 5, 2005 (continued)

H026488 PEOPLE v. WALTERS

Cause called and argued by Andrew Parnes appearing for Appellant and by Sharon G. Birenbaum, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H0227706 PEOPLE v. ROCHA

Cause called and argued by Jonathan Grossman appearing for Appellant and by Dorian Jung, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H027982 PEOPLE v. TIMOTHY H.

Cause called and argued by James Duffy appearing for Appellant and by Christopher Grove, Deputy Attorney General, appearing for Respondent. Cause ordered submitted. Court adjourns.

H028067 PEOPLE v. GARCIA

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed April 5, 2005

H027568 PEOPLE v. EDUARDO R.

The order appealed from is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)

Filed April 5, 2005

WEDNESDAY, APRIL 6, 2005

H027603 PEOPLE v. LUNA

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 6, 2005

H027500 PEOPLE v. FERNANDEZ

The judgment is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)

Filed April 6, 2005

Sixth Appellate District

San Jose, California

Wednesday, April 6, 2005 (continued)

H026850 PEOPLE v. DAVIS

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 6, 2005

H026742 PEOPLE v. AGIN

By the Court*:

Appellant's petition for rehearing is denied.
Filed: April 6, 2005

*Before Bamattre-Manoukian, Acting P.J., Mihara, J. and McAdams, J.

H027427 NGUYEN on Habeas Corpus

By the Court*:

Respondent's petition for rehearing is denied.
Filed: April 6, 2005

*Before Rushing, P.J., Premo, J. and Elia, J.

THURSDAY, APRIL 7, 2005

H027907 PEOPLE v. MARTEARENA

The judgment is affirmed. (not published)
(Rushing, P.J.; We concur: Premo, J., Elia, J.)
Filed April 7, 2005

H027146, H027529 In re TIFFANY G., et al; DFCS v. JULIE V.

H027741, H027956 In re JIMMY V., et al; DFCS v. JULIE V.

By the Court*:

Appellant's petition for rehearing is denied.
Filed: April 7, 2005

*Before Rushing, P.J., Premo, J. and Elia, J.

H026465 PEOPLE v. BROUSSARD

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed April 7, 2005

H026576 PEOPLE v. TERRY

By the Court*:

Respondent's petition for rehearing is denied.
Filed: April 7, 2005

*Before Rushing, P.J., Premo, J. and Elia, J.

Sixth Appellate District

San Jose, California

Thursday, April 7, 2005 (continued)

H026904 R. JAY DESERPA, LTD. v. PINCH

The judgment is affirmed. Each party to bear his own costs on appeal. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed April 7, 2005

FRIDAY, APRIL 8, 2005

H027706 PEOPLE v. ROCHA, SR.

The judgment is ordered modified to give defendant credit for 408 days of actual custody plus 204 days of conduct credit under Penal Code section 4019, for a total of 612 days. The superior court is ordered to amended the abstract of judgment accordingly and to send a certified copy of the amended abstract of judgment to the Department of Corrections. As modified, the judgment is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 8, 2005